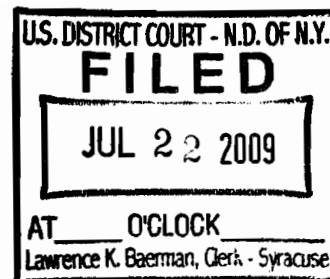


IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK



\*\*\*\*\*

UNITED STATES OF AMERICA

Criminal Action No.  
07-MJ-210 (GJD)

v.

DAVID GLINSKI,

Defendant.

\*\*\*\*\*

**ORDER FOR DISMISSAL**

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of court endorsed hereon, the United States Attorney for the Northern District of New York hereby dismisses the criminal complaint, 07-MJ-210, against defendant David Glinski.

The reason(s) for this dismissal are (check one or more):

☐ Case transferred to another District

☐ Speedy Trial Act

☐ Defendant's cooperation

☐ Insufficient evidence at this time

☒ Other: The defendant completed a one-year term of pre-trial diversion. He has reported as directed, and submitted to drug testing. All of his drug tests were negative. Although

U.S. Probation considers the defendant's diversion unsuccessful, there is no evidence that he accessed a computer, the internet, or had contact with a minor during his year of supervision. Accordingly, pursuant to a written agreement between the parties, the Government moves to dismiss the charges contained in criminal complaint 07-MJ-210.

With respect to this dismissal, defendant (check one):

☒ Consents

☐ Objects

☐ Has not been consulted

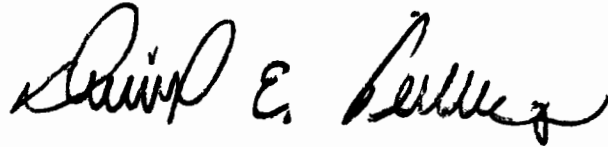
This dismissal is without prejudice.

ANDREW T. BAXTER  
United States Attorney



By: Lisa M. Fletcher  
Assistant U.S. Attorney  
Bar Roll No. 510187

Leave of court is granted for the filing of the foregoing dismissal.



Dated: July 22, 2009  
Syracuse, New York

Hon. David E. Peebles  
United States Magistrate Judge